

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: UNION COUNTY
DOCKET NO. L-97231-88

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SOLVENTS RECOVERY SERVICE)
OF NEW ENGLAND, INC., and)
SOLVENTS RECOVERY SERVICE)
OF NEW JERSEY, INC.)
Plaintiffs,)
vs.)
MIDLAND INSURANCE CO., et al)
Defendants.)



SDMS DocID 550345

Palm Coast Sheraton
Palm Coast, Florida
November 3, 1991
4:00 p.m. - 8:30 p.m.

DEPOSITION OF ALAN L. MCCOY

The above-styled cause came on for hearing before me,
Rex A. Lear, Deputy Official Court Reporter of the Seventh
Judicial Circuit of Florida, Notary Public, State of Florida
at Large, at the time and place above indicated for the
purpose of taking testimony.

NARUP, VOUVAKIS AND ASSOCIATES
COURT REPORTERS
P.O. BOX 5008 - DAYTONA BEACH, FL

1 A No, they may have thought I was in charge of it.

2 MR. WEINMANN: Objection. Don't guess.

3 BY MR. COHEN:

4 A I was the foreman of the town dump? I was the
5 only one working there, other than the old man, no, I don't
6 know.

7 Q Do you have any recollection about that time
8 period of having any discussions with anyone from Solvents
9 Recovery Service or with Mr. Bock about Solvents Recovery
10 Service permission to take liquid waste to the landfill on a
11 trial period?

12 A No, unless, maybe I shouldn't say anything, but at
13 that time, maybe Mr. Bock told me it was all right to accept
14 that there but, like I say, I can't say that for sure,
15 because that's been so many years, you know, I probably
16 questioned it, maybe, you know, because I was very fussy
17 about anything to do with the landfill, you know, so maybe I
18 had mentioned something to him and said, okay if I take this
19 in?

20 He said, okay, you got permission.

21 I don't know.

22 Q Do you have any specific recollection of Solvents
23 Recovery actually disposing of liquid waste at the landfill?

24 MR. WEINMANN: Ever at any point?

25 BY MR. COHEN:

1 Q After August of 1965?

2 A No, as far as dates go I can't pinpoint any dates.
3 Yes, trucks did come in, there was a tank truck came in,
4 don't ask me what date, because I don't know far as the date.

5 Q Did the tank truck that you're referring to bear
6 Solvents Recovery's name on it?

7 A This I can't remember. I've been going over that
8 in my mind, just to what the truck was and all. Like I said,
9 it's been so many years I can't remember.

10 Q Could you describe the truck to us?

11 A It was a tank truck, one of those big long tank
12 trucks. I might say, I don't know, you'll probably ask me
13 these questions later on, I don't know, but this was all done
14 with the state's approval at that time and with the cities
15 approval, et cetera. It was not done with my approval and at
16 that time, maybe I told you this on the phone, maybe you
17 don't want to hear this now, I don't know, but at that time
18 we had to be certified, every operator of a landfill in the
19 state of Connecticut had to be certified to operate one
20 according to state specifications, how it was supposed to be
21 done, every job. Once a year we had to go, every operator,
22 we were one of the first in the state to run a landfill and
23 we used to have to go and listen to the politicians on what
24 to do and what not to do. And I really don't think they
25 approved of me too much, because I wasn't in favor of the way

1 the landfills were being run. I wasn't in favor of chemicals
2 to begin with, whether it's Solvents Recovery or anybody else
3 for that matter, because I knew what would happen. But at
4 that time, in that period of time, state politicians, and I
5 guess environmentalists or whatever you want to call them,
6 figured that by dumping anything into a landfill, whether it
7 be liquid waste or anything like that, it would purify itself
8 by going through sand layers. They showed us maps on how
9 this could be done, which to me was a lot of bologna, in so
10 many words, and I brought it up everytime I went to a state
11 meeting and, I guess, over the years they got tired of
12 listening to me and I just kept my mouth shut.

13 Q Do you recall who ran those meetings or do you
14 recall any specific person?

15 A No, I'm sorry.

16 Q Do you recall any specific meeting that you
17 attended?

18 A No, it was once a year that -- I don't know just
19 what the department was.

20 Q Where were they held?

21 A What meetings, state certified, that we had to get
22 certified?

23 Q Meetings to certify the landfill?

24 A Certify the landfill operators and bring us up to
25 date on better ways to run a landfill and things of that

1 4 apparently below the location he put the letter B.

2 BY MR. COHEN:

3 Q Now relative to the location of the old dump, as
4 you have indicated it with the letter D, can you tell me
5 approximately where you recall sludges being disposed of?

6 A Well, we dumped it in that pit for one place there
7 where the letter E, other than that you mean?

8 Q The pit that you dug that is indicated as letter E
9 was being dug for the purpose of disposing of sludges.

10 A Yeah, it wasn't a big pit. It was just we put a
11 few tiny trucks in there; that was about it, then covered it
12 over. There was other places but I couldn't recall where it
13 was dumped other places. We're not talking about Solvents
14 Recovery on this sludge.

15 MR. WEINMANN: It should reflect he then pointed
16 to the E when he said this sludge.

17 THE WITNESS: Solvents Recovery can't get credit
18 for everything.

19 BY MR. COHEN:

20 Q So is it your testimony Solvents Recovery Service
21 did not dispose of any sludge where you have placed the E?

22 A Not that particular sludge.

23 Q Do you have a particular recollection of Solvents
24 Recovery, through it's own or through a contractor, disposing
25 of sludge at the landfill?

1 A This I'm not sure. I know a tank truck came in
2 with chemicals or whatever was in that tank truck and dumped
3 it. I know, well, I shouldn't really say it was good or bad
4 in those days, maybe it was all right, it was chemicals, as
5 far as I know, was dumped. What degree or what was it like,
6 how they may refined it, made it pure or something I don't
7 know, but that was right by the gate.

8 Q And can you indicate that with the letter F?

9 A Don't --

10 MR. WEINMANN: I object.

11 THE WITNESS: That dot is wrong. You came in
12 here, in the gate, then right in here and I can recall it
13 very, very vividly, too, because we didn't want everything
14 running all over the place.

15 BY MR. COHEN:

16 Q What do you mean by that?

17 A Chemicals out of a tank truck, so it was a hole
18 that went down into the ground and it was eased down into
19 that ground easy.

20 Q How deep was the hole?

21 A That I don't know. It wasn't a big, big hole, but
22 it was put into there very easily so it would seep into the
23 ground.

24 Q Was the hole dug with the purpose in mind of
25 disposing of --

1 A Just that.

2 Q -- Solvents Recovery Service waste?

3 MR. WEINMANN: I object.

4 THE WITNESS: To the best of my knowledge, yes.

5 BY MR. COHEN:

6 Q Was it your testimony that you don't recall how
7 deep the hole was?

8 A No, it didn't, no, we didn't dig it with a loader
9 or a dozer anything. I forget how it was done. It wasn't
10 done with any, I don't really know. I could have dug it with
11 a dozer. I don't know, just enough to take the fluids in,
12 that was all it was.

13 Q Could I ask you to put an F next to that so the
14 the record reflects that?

15 A There's a little bit of a knoll when you came in
16 the entranceway, I know it was in there.

17 Q Do you know whether or not Solvents Recovery
18 disposed of liquid in that hole on more than one occasion?

19 A Truthfully I can't say whether we did it in that
20 hole only once or more than once.

21 Q After liquids were put into the hole was fill put
22 on top of it?

23 A Yeah, the hole was covered up.

24 Q Do you have any recollection of any other
25 locations at the landfill where Solvents Recovery disposed of

1 any liquid waste?

2 A I can't say for sure. I know you'd like an answer
3 yes or no just where everything is but I don't want to say I
4 put something here when I didn't or put it there. I want to
5 tell you just exactly where I know that one was, you know,
6 it's a matter of years that it had been going on, it wasn't
7 just a day or so, so I'm sure other stuff had come in from
8 not just them but others.

9 Q Could you tell me the approximate distance between
10 the point which you've indicated with the letter F and the
11 closest boundary of Black Lake.

12 MR. WEINMANN: I object.

13 BY MR. COHEN:

14 Q Black Pond?

15 A Here.

16 Q What would be the approximate distance between
17 those two points, to the best of your recollection?

18 A A hundred feet, from here to the end of that
19 seawall, maybe not quite that far, say a hundred feet.

20 Q Approximately a hundred feet to your recollection?

21 A A hundred foot here and a distance of something.

22 Q Do you recall having any concern at the time that
23 Solvents Recovery's liquid waste water being deposited in the
24 hole, that any of that material was going to seep into Black
25 Pond?

*Location of
Solvents hole*

1 THE WITNESS: I don't remember if I did or not.

2 BY MR. COHEN:

3 Q Does the company, Mastrianni Construction Company,
4 ring a bell to you?

5 A Oh yeah.

6 Q Do you recall seeing any trucks bearing Mastrianni
7 Construction Companies name or logo at the town landfill?

8 A Yes. Tony Mastrianni, I forget the name he went
9 by, but yeah, I remember Mastrianni's trucks.

10 Q Do you have a recollection of how frequently they
11 would come to the landfill?

12 A No.

13 Q The second paragraph of this article states
14 "Solvents Recovery Services wants to dispose of it's
15 semi-solid waste material there." Do you recall seeing any
16 material being disposed of at the landfill which would be
17 characterized as semi-solid?

18 MR. WEINMANN: I object.

19 THE WITNESS: Yes.

20 BY MR. COHEN:

21 Q Could you describe that waste to us?

22 MR. WEINMANN: Waste disposed of by Solvents or
23 disposed of by anybody?

24 MR. COHEN: Any waste he recalls being disposed
25 after the--

1 MR. WEINMANN: That he recalls being semi-solid?

2 THE WITNESS: Yes. There just wasn't a real hard
3 substance, it was like mush, it's hard to describe it, but
4 it was very -- oozed into everything, you put it on something
5 you had to cover it, we covered it with rubbish, in fact, a
6 lot of times and it just oozed up and it didn't run. It
7 wasn't a liquid type thing, it was just, I don't know exactly
8 what you would call it.

9 BY MR. COHEN:

10 Q Do you recall seeing that material being disposed
11 of?

12 A Sure.

13 Q Do you recall the types of vehicles that it was
14 transported to the landfill in?

15 A Dump trucks.

16 Q Were they lined with plastic or any other
17 material, the dump trucks?

18 A Far as Mastrianni's I cannot remember. Pratt and
19 Whitney's were.

20 Q Do you recall seeing the Mastrianni vehicles
21 disposing of semi-solid waste material?

22 A Truthfully I can't say yes or no. I remember Tony
23 coming in and all but I just, I'm not much help when it comes
24 to that. I wish I could say yes, I definitely remember him
25 bringing in truck loads of that sludge, but I can't say that.

1 to the top, according to the state corresponding, to roads,
2 they didn't want it too high. So when you got to the top
3 lift you had to put three or four feet of cover on it to
4 finish it off, the same as when they closed the landfill they
5 are required to put so much on that.

6 But everyday it was covered with, I would say, at
7 least a foot of cover.

8 BY MR. COHEN:

9 Q Okay, referring back to the newspaper article
10 marked as McCoy Exhibit 5, I'm looking at the fifth paragraph
11 down in the first column, "as much as 40 truck loads of the
12 sludge would be dumped each year at the town dump, Wallace
13 said. "

14 Does that statement refresh your recollection, at
15 all, as to the frequency with which Solvents Recovery was
16 dumping sludge material in the landfill?

17 A I can't say whether it's 40 trucks or 80 trucks or
18 a hundred twenty trucks or 10 trucks, you know, there was no
19 such thing in those days as counting or who came in with
20 what. They came in we dumped it.

21 Q Does that refresh your recollection at all the
22 number of times that you saw Mastrianni trucks removing to
23 the landfill this sludge-like material.

24 MR. WEINMANN: What he means when he asked that is
25 he asks if that makes you remember.

1 not under the subject heading.

2 MR. WEINMANN: (Indicating).

3 THE WITNESS: Okay, fire away.

4 MR. COHEN: Do you mind if he keeps it in front of
5 him Kurt?

6 MR. WEINMANN: No.

7 BY MR. COHEN:

8 Q For the record, the witness will refer to a copy
9 of the document which Mr. Weinmann has in his possession, I'm
10 satisfied it's the same document, it's just that that one is
11 far more legible than McCoy Exhibit 6, so it makes things go
12 smoother. Looking at the second paragraph of 6 can you tell
13 me whether or not you recognize the names of any of the
14 individuals that are mentioned in that paragraph?

15 A I've heard of Charles Kurker.

16 Q Looking at the sixth paragraph down, which begins
17 "the question of liquid industrial waste being deposited at",
18 first off does the reference to Solvents Recovery's dumping
19 of liquid waste in the site at the rate of one thousand or
20 more gallons a day refresh your recollection at all as to
21 Solvents Recovery's presence at the landfill?

22 A Yes, I remember that tank truck brought in more
23 than a thousand gallons, not on a daily basis but he brought
24 it in.

25 Q And on the occasions that you recall, with regard

1 exactly who, but I imagine I squawked about it.

2 Like I said, I wasn't the most well liked guy up
3 there.

4 Q Do you recall if you would have said anything to
5 Sam Bowers about that?

6 A Probably not to Sam, I wasn't in contact with Sam,
7 very, very little.

8 Q But possibly you would have said something to John
9 Weischel?

10 A Harry Bock and probably Mr. Weischel.

11 Q I'm a little confused about what type of waste you
12 specifically recall being brought there by Solvents. You
13 recall at least one tank truck?

14 A As liquid, but I don't know, it was a mixed type
15 liquid, it wasn't a specific type chemical, it was a mix type
16 thing, as far as I knew. I'm not a chemist. I don't know
17 what's in it.

18 Q That's the only instance you recall a specific
19 shipment of liquid waste from Solvents?

20 A That one, definitely.

21 Q But were you aware of the fact Solvents was
22 regularly having --

23 A Sludge/.

24 Q -- chemical waste brought there?

25 A Liquid waste, but I don't know where it was dumped

1 and how it was brought in. That tank truck I specifically
2 remember.

3 Q But Solvents waste was being brought there on a
4 regular basis.

5 A To my knowledge, yes.

6 Q Would the one thousand gallon a day figure
7 referred to in the one exhibit be in line with what your
8 recollection was of the volume?

9 A As far as a thousand gallons a day, I can't say it
10 was a thousand gallons a day, that truck probably held four
11 or five thousand gallons. That truck wasn't dumped everyday,
12 but now I don't know how many gallons were dumped, you know,
13 but I wouldn't say a thousand a day.

14 Q But in general it was a substantial amount?

15 A Yeah, there was quite a bit dumped.

16 Q Do you recall specifically Solvents sludge being
17 dumped there?

18 A That I'm not exactly sure of. Now Tony Mastrianni
19 did have a contract with them and I'm not sure about sludge.
20 Pratt and Whitney, I definitely remember their sludge being
21 brought in.

22 Q Was Tony Mastrianni ever a town selectman or town
23 counselman?

24 A I'm not positive on that. You'd have to check
25 with the city hall records on that up there. I'm not sure he

1 A D'angelos would have been Tony D'angelo, O and D
2 Construction, he's gone, too.

3 Q Do you know if Mr. D'angelo (ph) or O and D
4 Construction Company ever hauled any liquid chemicals for
5 Solvents Recovery?

6 A Not to my knowledge. I should say not that I
7 remember. Better use of words maybe.

8 Q With respect to the tanker truck which you
9 mentioned earlier in your testimony, did you observe that
10 tanker truck discharging the waste into the landfill?

11 A I stood right there and made sure it went in the
12 hole.

13 Q Can you tell me what the waste looked like?

14 A Just a liquid.

15 Q Did it have a particular color?

16 A I have no idea what color it was.

17 Q Do you recall what it smelled like?

18 A No, just chemical type.

19 Q I believe you testified earlier, this is just to
20 clarify things for me, is this at location D on exhibit four?

21 A No.

22 Q Where was the location?

23 A Exhibit F, right, Exhibit F because B is the
24 barrels.

25 MR. WEINMANN: I think he means location.

1 THE WITNESS: Location, that's right.

2 BY MR. THOMAS:

3 Q Is that anywhere near the fence along Old Turnpike
4 Road?

5 A Right next to it.

6 Q I'm going to show you what has previously been
7 marked as Wiggin Exhibit Two and Munday Exhibit 5, I'll have
8 it marked as McCoy Exhibit 8. For the record, McCoy Exhibit
9 8 is a memo dated June 6, 1967, from Robert H. Munday, Senior
10 Sanitarian and David C. Wiggin.

11 (Thereupon the abovementioned document was marked
12 as McCoy Exhibit 8 for identification by the court
13 reporter.)

14 THE WITNESS: That's exactly right. A thousand
15 gallons a day. Now I'm not sure, I can't quote a thousand
16 gallons a day.

17 BY MR. THOMAS:

18 Q Does this memo refresh your recollection about the
19 deposit of liquid industrial waste by Solvents Recovery
20 Services in the landfill in June of '67?

21 A Well, as far as the date goes I don't know, but
22 the shallow hole is next to the fence, like F I put there,
23 which would seep down to the pond, because the pond was, the
24 hill was higher than the pond and, however, a few hundred
25 feet away, no more than a few hundred feet.

1 Q So the third paragraph of this exhibit, McCoy
2 Exhibit 8, which says "these wastes are presently being
3 deposited in a shallow hole on the site near a fence which
4 separates the area the from Old Turnpike Road. "Does that
5 refresh your recollection about the depositing of liquid
6 waste from Solvents Recovery?

7 A That's right. I know exactly where that hole is.

8 Q Where it says the shallow hole is only a few
9 hundred feet from a large pond, is that consistent with your
10 recollection?

11 A Definitely.

12 A few hundred, I would say closer to two hundred.

13 But I could be a little wrong there, too.

14 Q Okay, were you also aware in June of 1967 that the
15 liquid wastes were seeping towards the pond?

16 A Definitely, it was down hill.

17 Q So earlier in your testimony you mentioned that
18 there was a time when the section of the landfill was at a
19 higher elevation, do you know whether at that time in 1967
20 whether the section where the Solvents Recovery Service waste
21 was being deposited was at a higher elevation on the pond?

22 A At that time that was higher than the pond and I
23 was dumping the rubbish south on that, approximately over
24 where the G is marked on McCoy 4.

25 Q Do you know whether any testing was done on the

1 Number 5 in operation at that point?

2 A That I'm not sure of.

3 Q But the Curtis street well was in operation at
4 that time?

5 A Far as I know, that was the well. That was the
6 one the concern was about.

7 Q Was this concern with respect to contamination
8 contamination that had been brought about at one of the towns
9 wells. Was it simply a concern of contamination of the towns
10 drinking water or a concern that had been?

11 A It had been contaminated. It wasn't a concern.

12 Q There was a well that had been contaminated?

13 A That's right.

14 Q Earlier you said that you assumed that Well Number
15 5 was polluted by SRS, because they were the only chemical
16 thing in town, do you recall testifying along those lines?

17 A Yes that reason is because I felt that liquid
18 would run, that for a sludge wouldn't run that far, it would
19 if, perhaps, rain water got down in there and would leech
20 into that well but liquid will run.

21 Q Are you saying that Solvents Recovery Services was
22 the only chemical company that was putting liquids in the
23 ground at the old Southington Landfill?

24 A That brought liquids. Other than that Pratt and
25 Whitney didn't have liquid and we didn't have any other

1 companies that I know of that had liquids.

2 Q There were no other companies that brought liquids
3 in the landfill?

4 A Not that I can remember.

5 Q How many times do you recall Solvents Recovery
6 Service bringing liquids to the landfill?

7 A I don't know.

8 Q Now you talk about one time you saw Solvents
9 Recovery Service dump liquid at the landfill?

10 A A tank truck.

11 Q What location is that?

12 A B on McCoy 4.

13 Q Who --

14 A No, I'm sorry, I retract that, F on McCoy 4.

15 Q Who dug the hole at F on McCoy 4?

16 A It wasn't -- I may have done it with a loader it
17 wasn't a pit or anything, it wasn't a big hole, it was enough
18 to take the liquids that would seep down in.

19 Q Did you dig that hole?

20 A Most likely.

21 Q Now just so I have it clear in my head, what types
22 of dumping are you aware of Solvents Recovery Service doing
23 at the Old Turnpike landfill?

24 A The liquids.

25 Q You mean the one liquid at F?

1 A That definitely.

2 MR. COHEN: You asked what types or what times?

3 BY MR. WEINMAN:

4 Q You only recall one specific incident, is that
5 correct, the liquid at F?

6 MR. DINGILIAN: I object to his characterizing
7 testimony. He also testified he believes it was done on a
8 regular basis.

9 MR. WEINMANN: If you specifically recall I just
10 said.

11 MR. DINGILIAN: I understand that. I believe you
12 are mischaracterizing his testimony making it seem like
13 it was one time.

14 MR. WEINMANN: You can clarify any errors.

15 MR. DINGILIAN: I object to the form of your
16 question.

17 BY MR. WEINMANN:

18 Q How many specific incidents of dumping by Solvents
19 Recovery Services down of at the Old Turnpike Landfill can
20 you recall?

21 A I don't know. I have no idea.

22 Q Can you remember any specific incidents of
23 Solvents Recovery Service dumping anything at the landfill?

24 MR. TWADDELL: Other than the four to a five
25 thousand gallons?

1 BY MR. WEINMANN:

2 Q Do you recall that?

3 A There was a tank truck.

4 Q From Solvents Recovery Services?

5 A Yes, to the best of my knowledge it was.

6 Q What's your knowledge that was a Solvents Recovery
7 Services truck?

8 A To the best of my knowledge that's where it came
9 from. I can't remember if they had a name on it or
10 contracted it out or what Solvents Recovery dumped in that
11 landfill. No matter how you cut it they dumped in that
12 landfill.

13 Q But that tank truck, the four to five thousand
14 gallon tank truck --

15 A That's the only place it could have come from,
16 there wasn't another place in that town that could have come
17 from.

18 Q Other than Solvents?

19 A That is correct, Pratt and Whitney didn't dump it,
20 no other small factory had a truck like that. Trust me it
21 came from there.

22 Q You don't know what your basis for saying that is,
23 other than nobody else brought stuff to the landfill?

24 A Not in the liquid form, no.

25 Q Was it a Finondella truck?

1 A Finondella don't have trucks.

2 Q Mastrianni?

3 A Mastrianni didn't have a truck like that, it's a
4 chemical tank truck.

5 Q Do you recall what color the truck was?

6 A Of course not.

7 It was a big silver tanker.

8 Q Did you inquire of the tank truck before you
9 allowed them to dump the truck?

10 A I knew where the was coming from, they had
11 permission. I wouldn't let anybody in there that didn't have
12 permission to dump no outsiders.

13 Q Who gave permission for Solvents Recovery Services
14 to dump at the town dump?

15 A That had to go through the city hall, through the
16 channels from the state right down through. I was the last
17 one on the totem pole you might say, but everybody that came
18 in there I made sure they had permission. If they didn't I
19 would check with my superintendant to make sure.

20 Q Did Solvents Recovery Service ever dump anything
21 at the Old Turnpike Landfill that they were not allowed to
22 dump there?

23 A Not take my knowledge, no.

24 Q And everything that Solvents Recovery Service
25 dumped at the landfill was dumped there with approval of the

1 state and of the town would that be fair to say?

2 MR. COHEN: Objection.

3 THE WITNESS: That can be a little tricky right
4 there, to my knowledge it could be dumped with the permission
5 of the state, however, the state was never there when the
6 stuff was being dumped so they would have no knowledge what
7 was in that tank truck or anything else that they put in that
8 landfill. Granted the state gave them permission to dump
9 whatever they give them permission to dump, you might say,
10 and I didn't know what it was, but they could have gotten
11 away with putting anything in there far as I know all I know
12 is they had permission to come in there and dump.

13 BY MR. WEINMANN:

14 Q Did Solvents Recovery Service service do anything
15 at the Old Turnpike landfill that was against your
16 instructions?

17 A No, they dumped anything that was dumped where it
18 was supposed to be.

19 Q You --

20 A And it wasn't --

21 Q Go ahead.

22 A It wasn't they dumped it, like I said, where it
23 was supposed to be is where I told them to dump it.

24 MR. WEINMANN: I don't have any other questions.

25

1 Q If you come across it, if you can notify myself or
2 other counsel?

3 A They would most likely might have a copy in the
4 city hall.

5 Q Did you ever have in your possession any written
6 documents which let out the state specifications for the way
7 in which you operated the landfill?

8 A They may have given us paper like this to show us
9 diagrams and different things like this at those meetings
10 but, basically, after we went to the meetings we knew what to
11 do so I probably didn't keep anything like that.

12 Q You testified already, I guess counsel have gone
13 over it in detail, that you only have a specific recollection
14 of one incident at which Solvents Recovery disposed of liquid
15 waste?

16 A All I can be absolutely sure of is that one tank
17 truck and I can't say Solvents name was on the truck or
18 anything like that but it was the only liquid that was dumped
19 in that landfill.

20 Q Based upon your own observations, personal
21 knowledge at the landfill during the period of time that you
22 were working there, is it possible for you to estimate the
23 percentage of liquid chemical waste that was attributable to
24 Solvents Recovery Service as opposed to any other entity that
25 might have been disposing of similar substances?

1 A Basically that would have been the most liquids,
2 there was no other town, nobody else in the town that would
3 dump the quantity of liquids.

4 Q It's your testimony Solvents Recovery would have
5 disposed of the majority of liquid chemical waste?

6 A Yeah.

7 Q You don't recall or have any knowledge as to the
8 names of any of the chemical constituents of that chemical
9 waste, do you?

10 A I have no idea, that was a concern of mine because
11 I didn't know what was in there and I probably didn't want to
12 know.

13 Q Is it possible, sir, that the delivery by the
14 tanker truck to which you have previously referred was the
15 first --

16 Is it possible that the tanker truck delivery of
17 chemical liquid chemical waste that you referred to
18 previously was the first delivery by Solvents Recovery --

19 MR. WEINMANN: I object.

20 BY MR. COHEN:

21 Q To the landfill?

22 A I can't say and I can't exactly pinpoint it was
23 Solvents, but to the best of my knowledge it was.

24 Q Was there always a town employee, whether it was
25 yourself or some of the other individuals that you've named

1 which was way up in the northern part of town.

2 Q About how far?

3 A I wouldn't say the far northern part, from the
4 landfill to the, let's see how far it was, maybe four miles
5 or so from the landfill the plant was located and Curtis
6 Street was south of that, I believe Solvents was and Lazy
7 Lane, Curtis Street was the next one down, I believe that's
8 where the well was, Curtis Street would be probably less than
9 a mile from the plant.

10 Q From the Solvents plant?

11 A Yes.

12 Q During the time that you said the Curtis Street
13 well was polluted would you also say that that knowledge of
14 that pollution was common knowledge within the town of
15 Southington?

16 A Yes, definitely.

17 Q That was before Well Number 5 was polluted, is
18 that correct?

19 A To my knowledge I believe, yes, I believe it was
20 before Well Number 5 was was even built.

21 MR. WEINMANN: Do you mean determined to be
22 polluted?

23 MR. TWADDELL: Determined to be polluted yes

24 RE-DIRECT EXAMINATION

25 BY MR. DINGILIAN

1 Q I just have one other question. Do you know
2 whether Dr. Gurra worked for Solvents Recovery Services or
3 Pratt and Whitney at any time?

4 A No he was always a doctor and he was a health
5 inspector.

6 Q As a physician do you know if he worked for any of
7 those entities?

8 A I don't believe he did. He was an old time
9 doctor. They're all alike as far as I know.

10 MS. CATINO: I have no questions.

11 MR. MILLER: Nothing else.

12 MR. THOMAS: No questions.

13 MR. WEINMANN: I have a couple of questions

14 RE-CROSS EXAMINATION.

15 BY MR. WEINMANN:

16 Q There's one thing I want to get clear. A moment
17 ago when were you talking to Mr. Cohen you said the majority
18 of liquid waste at the Southington Landfill came from
19 Solvents Recovery Service.

20 A To my knowledge.

21 Q Who else did liquid waste come from?

22 A As far as I know, nobody.

23 Pratt and Whitney was sludge which was a
24 semi-liquid, and other than that I don't really know where
25 this General Electric comes in the picture. To tell you the